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8 UNITED STATES DISTRICT COURT
9 WESTERN DISTRICT OF WASHINGTON
AT TACOMA

10 LARRY LLOYD,

11 Plaintiff,

12 v.

13 MIKE POWELL, SERGEANT ED KLAHN,
14 and C/O PROSE,

15 Defendants.

No. C09-5734 BHS/KLS

ORDER DIRECTING DEFENDANTS TO
RESPOND TO MOTION TO COMPEL

16 Before the court is Plaintiff's motion to compel. Dkt. 73. Plaintiff's previous motions to
17 compel were denied as Plaintiff failed to include a certification in his "motions" that he, in good
18 faith, conferred or attempted to confer with the person or party failing to make the discovery in
19 an effort to secure the information or material without court intervention in accordance with Fed.
20 R. Civ. P. 37(a)(2)(B). Dkt. 70. In this motion, Plaintiff contends that he attempted on
21 numerous occasions to confer with counsel for Defendants. Dkt. 73, p. 2.

22
23 Plaintiff seeks to compel answers to interrogatories, requests for production and requests
24 for admissions that were directed to Dr. Bokhari. This motion is denied as moot as Dr. Bokhari's
25 motion for summary judgment was granted and all claims against her were dismissed with
26 prejudice. Dkt. 75.

However, Plaintiff also seeks to compel answers to discovery requests sent to Defendants Sgt. Klahn and Mike Powell. *See*, Dkt. 73, p. 9. The court directs Defendants Klahn and Powell to file a response to Plaintiff’s motion to compel.

Accordingly, it is **ORDERED**:

(1) Plaintiff's motion to compel (Dkt. 73) is **DENIED as moot** as to discovery requests directed to Dr. Bokhari. Defendants Klahn and Powell are directed to file and serve a response to Plaintiff's motion to compel (Dkt. 73) **on or before August 20, 2010**.

(2) The Clerk of the Court shall send a copy of this Order to Plaintiff and to counsel for Defendants.

DATED this 29th day of July, 2010.


Karen L. Strombom
United States Magistrate Judge